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A limited liability partnership formed in the State of Delaware

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Walker & Zanger, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WALKER & ZANGER, INC., a New York
corporation

Plaintiff,

vs.

PARAGON INDUSTRIES, INC., d/b/a
BEDROSIANS, a California corporation

Defendant.

No. C-04-01946-VRW

**STIPULATION AND [PROPOSED]
ORDER CONTINUING HEARING DATE
FOR PLAINTIFF'S MOTION TO STRIKE
SUPPLEMENTAL REBUTTAL EXPERT
REPORT OF DR. SANDRA COGAN**

On March 24, 2006, Plaintiff Walker & Zanger, Inc. ("Walker Zanger") filed its "Motion to Strike Defendant Paragon Industries, Inc.'s Supplemental Rebuttal Expert Report of Dr. Sandra Cogan," for the hearing date of April 28, 2006.

On March 31, 2006, counsel for Defendant, Paragon Industries, Inc. ("Paragon"), I Braun Degenshein, became very ill and ultimately had to be admitted to the Emergency Room at Kaiser Permanente Hospital in Oakland on April 2, 2006. Mr. Degenshein has requested a one week continuance for the hearing date on the above-mentioned motion from Plaintiff's counsel, William Overend, and such request was granted.

Accordingly, the parties have agreed to stipulate to continuing the hearing date for the Motion to Strike Supplemental Rebuttal Expert Report of Dr. Sandra Cogan to May 5, 2006. The new deadline for filing the Opposition is 21 days before May 5, and the new deadline for filing the Reply is 14 days before the hearing date, pursuant to Local Rule 7-7(a). Accordingly, the parties stipulate to the following deadline and respectfully request that it be approved by this Court:

Last Day to File/Serve Opposition to Plaintiff's Motion to Strike Supplemental Rebuttal Expert Report of Sandra Cogan: April 14, 2006.

Last Day to File/Serve Reply Brief in Support of Plaintiff's Motion to Strike Supplemental Rebuttal Expert Report of Sandra Cogan: April 21, 2006.

1 New Hearing Date for Plaintiff's Motion to Strike Supplemental Rebuttal Expert
2 Report of Sandra Cogan: May 5, 2006.

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4 DATED: April 4, 2006.

5 REED SMITH LLP

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8 By /s/
9 William R. Overend
10 Attorneys for Plaintiff
11 Walker & Zanger, Inc.

12 DATED: April 4, 2006.

13 I BRAUN DEGENSHEIN

14 By /s/
15 I Braun Degenshein
16 Attorneys for Defendant
17 Paragon Industries, Inc.

18 **ORDER**

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 DATED: _____ April 5, 2006.

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24 JOSEPH C. SPERO
25 United States District Judge

